



Legal Update

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This Legal Update focuses on new legislation which was enacted in 2014.

Academic Affairs

Nursing Programs: Community Colleges (AB 548 Salas)

This bill amended and repealed Education Code section 78261.5.

Originally introduced by AB 1559 (Berryhill) in 2007, Section 78261.5 authorizes a set of criteria added to the screening process for applying to associate degree nursing programs. This multi-criteria is designed to allow for a diverse field of candidates while improving the chances for successful completion in community college associate degree nursing programs and improving the passing rate for the nursing licensing exam. Assembly Bill 548 extends the sunset provision in Education Code Section 78261.5 until January 1, 2020.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB548&search_keywords=

Underage Drinkers: Winemaking, Brewery Science Students (AB 1989 Chesbro)

This bill amended Business and Professions Code sections 25658 and 25662 and added Business and Professions Code section 25668.

Under the Alcoholic Beverage Control Act (ABC Act), any person under 21 years of age who purchases, consumes, or who possesses any alcoholic beverage in any public place is guilty of a misdemeanor. Assembly Bill 1989 allows a qualified student to taste an alcoholic beverage and exempt the student and the qualified academic institution in which the student is enrolled from criminal prosecution under the ABC Act. The bill defines the terms “qualified academic institution,” “qualified student,” and “taste” for the purposes of this provision.

For the text of the bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1989&search_keywords=

Education Funding: Adult Education (SB 173 Liu)

This bill added Education Code sections 52524, 78402, and 84757.5.

The California Department of Education and the Chancellor's Office are required to coordinate and issue assessment policy guidelines regarding assessments to be used by school districts and community college districts for purposes of placement in adult education courses offered by those districts as part of an adult education consortium, under this new law. The bill also requires the department and the chancellor's office, as a part of the report required under the adult education consortium program, to jointly develop and issue policy recommendations to the Legislature regarding a comprehensive accountability system for adult education courses offered by school districts and community college districts in accordance with prescribed requirements.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB173&search_keywords=

Community College Districts: Baccalaureate Degree Pilot Program (SB 850 Block)

The bill added and repealed Education Code article 3 (commencing with Section 78040) of Chapter 1 of Part 48 of Division 7 of Title 3.

The Board of Governors, in consultation with the California State University (CSU) and the University of California (UC), is authorized to establish a BA degree pilot program at up to 15 community college districts which would be determined by the Chancellor and approved by the BOG. Each participating district is authorized to offer one BA degree program at one campus within the district. BA degrees offered are to be limited to degrees not offered by the CSU or the UC and in areas with documented unmet local workforce needs. A district participating in the program shall submit their plans for the program to the Chancellor for review and to the BOG for approval.

Fees for coursework shall be set by the Legislature. In addition to the \$46 per unit community college fee, districts shall charge an additional \$84 fee for upper division coursework. The program commences no later than the 2017-18 academic year and requires degrees to be completed by the end of the 2022-23 academic year. The Legislative Analyst's Office will evaluate the program in 2018 and 2022.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB850&search_keywords=

Educational Programs: History-Social Science Framework: Adult Education: Civics Instruction (Steinberg SB 897)

This bill amended Education Code sections 33540 and 84830.

Currently, when funding is made available, the Chancellor of the California Community Colleges and the California Department of Education jointly provide two-year planning and

implementation grants to regional consortia of community college districts and school districts for purposes of developing regional plans to better serve the educational needs of adults. This bill requires the classes and courses related to elementary and secondary basic skills and the classes and courses for immigrants, include basic information on American government, civics and registering to vote.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB897&search_keywords=

Student Services

Designation of Voter Registration Entities (AB 1446 Mullin)

This bill amended Education Code sections 2138.5, 2146, 2157, 2158, 2159.5, 2194, 2194.1, 18108.5, and 18109, and Government Code sections 6254.4 and 6276.46.

Among other changes, AB 1446 eliminates certain requirements in the Elections Code under Student Voter Registration that were found to be ineffective and costly by the Secretary of State's Office. This includes the deletion of sections that require every high school, community college and California State University campus to provide voter registration forms for the number of students enrolled who are of voting age or will be of voting age by the end of the year. AB 1446 also deletes requirements that colleges must permit students during class registration to elect to receive a voter registration form that is preprinted with personal information relevant to voter registration. In its place, AB 1446 requires the school to permit students, during class registration, to apply to register to vote online by submitting an affidavit of voter registration electronically through Secretary of State's website.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1446&search_keywords=

CalFresh: Student Eligibility (AB 1930 Skinner)

This bill added Welfare and Institutions Code section 18901.11.

County welfare departments are required to exempt students who participate in the California Community College Extended Opportunity Programs and Services program from the student work requirement when determining eligibility for the state's food stamp program (CalFresh), under this new law.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1930&search_keywords=

Community Colleges: Foster Youth (SB 1023 Liu)

This bill added Education Code article 7 (commencing with Section 79220) to Chapter 9 of Part 48 of Division 7 of Title 3.

This bill authorizes the Chancellor's Office of the California Community Colleges to enter into agreements with 10 community college districts to provide additional funds for services in support of postsecondary education for foster youth. These services and support include child care and transportation allowances, books and supplies, counseling and mental health services, career counseling and housing assistance. These provisions only become operative if funding is provided in the State Budget.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB1023&search_keywords=

Inmate Education Programs: Computation (SB 1391 Hancock)

This bill amended Education Code section 84810.5, and added Education Code section 84810.7.

SB 1391 waives open course requirements to allow community college courses to be offered inside state correctional facilities and requires that courses at all correctional facilities be funded at the regular credit rate; Career Development and College Preparation (CDCP) or noncredit rate, as applicable. SB 1391 also requires the Chancellor's Office and the California Department of Corrections and Rehabilitation (CDCR) to enter into an interagency agreement to provide community college courses to inmates in state correctional facilities that would lead to degrees or certificates to enhance workforce skills or allow for transfer to four year universities.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB1391&search_keywords=

Financial Aid/Student Fees

Nonresident Tuition Exemption: Veterans (AB 13 Conway)

This bill amended Education Code section 68075.5.

AB 13 requires community colleges, the California State University, and the University of California to update and adopt policies to conform to the new federal law-- the Veterans Access, Choice and Accountability Act of 2014. Policies must be updated by July 1, 2015, the effective date for the section of the new law on veterans' education benefits. The Veterans Access, Choice and Accountability Act of 2014 (VACA) states that if institutions charge students using use their GI Bill benefits rates higher than resident tuition rates those intuitions will not receive federal funds from the GI Bill. The intent of AB 13 is to enable colleges to comply with

federal law in order to serve student veterans who use their GI Bill education benefits, however, neither the VACA nor AB 13 address classifying these students as residents or nonresidents for apportionment purposes. This issue will need to be addressed in future legislation. Recognizing these issues, Assembly Member Chavez introduced two bills for the 2015-16 session in December 2014. Also with the same number as the bill chaptered in 2014, the new AB 13 (Chavez) amends Education Code for nonresident tuition by authorizing community college districts to count student veterans using their GI Bill as resident students for purposes of calculating apportionments. Another bill, AB 27 (Chavez), addresses similar issues that affect student veterans at the University of California, and the California State University. Both measures will need to be amended to have urgency clauses added to ensure that statute aligns with federal law in time for the July 1, 2015 effective date of the VACA section addressing the GI Bill. Please refer to the section in this document for Federal Legislation for a summary of the Veterans Access, Choice and Accountability Act (HR 3230).

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB13&search_key_words=

Student Financial Aid: Cal Grant Program (AB 1590 Wieckowski)

This bill amended Education Code section 69432.7.

This bill deletes “campus-based” from the description of the federal programs referenced above in connection with the California private or independent postsecondary educational institutions that are defined as qualifying institutions, and replaces the Perkins Loan Program with the Stafford Loan Program for purposes of qualifying a private or independent postsecondary educational institution for Cal Grants Awards. The bill changes the date the California Student Aid Commission needs to certify the institution’s latest official 3-year cohort default rate and graduation rate to November 1, and defines the graduation rate of a qualifying institution to be the percentage of full-time, first-time degree or certificate-seeking undergraduate students who graduate within 150% of the expected time to complete the degree requirements as most recently reported by the United States Department of Education. The bill also deletes obsolete provisions and makes conforming and non-substantive changes to the law.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1590&search_keywords=

Public Postsecondary Education (AB 2000 Gomez)

This bill amended Education Code section 68130.5.

AB 2000 amends Education Code section 68130.5 concerning the exemption from nonresident tuition for students known as AB 540 students. Previously Education Code section 68130.5 permitted an exemption from paying nonresident tuition if a student meets the following three conditions:

- Attended a California high school for three or more years,
- Graduated from a California high school or attained the equivalent thereof, and,
- In the case of a student who does not have lawful immigration status, has certified that he or she has filed an application to legalize his or her immigration status, or will file an application as soon as he or she is eligible to do so.

AB 2000 amends the first condition by allowing the attainment of credits earned in California from a California high school equivalent to three or more years of full-time high school coursework to substitute for three years of high school attendance as long as the student attended a combination of elementary and/or secondary schools in California for a total of three or more years. This change allows high school students who participate in accelerated learning programs and graduate early to be eligible for the AB 540 nonresident tuition exemption.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2000&search_keywords=

Student Loans: California Student Loan Refinancing Program (AB 2377) **John A. Pérez)**

This bill added Education Code article 4.1 (commencing with Section 94157) to Chapter 2 of Part 59 of Division 10 of Title 3.

This bill establishes the California Student Loan Refinancing Program under the administration of the authority, with the goal of helping eligible college graduates to refinance student loan debt at favorable rates by creating a revolving fund so that additional refinancing may occur to help more qualified borrowers, as defined, through the creation of a loss reserve account, as defined. The authority is authorized to contract with any financial institution, as defined, for the purpose of allowing the financial institution to participate in the program. The authority is required to establish a loss reserve account, consisting of moneys deposited by the authority, as specified, for each financial institution with which the authority enters into a contract. The bill specifies the conditions under which a qualified loan, as defined, may be enrolled in the program in order to obtain the protection against loss provided by its loss reserve account.

The bill establishes eligibility requirements for qualified borrowers to participate in the program. The bill requires the authority to submit an annual report to the Governor and the Legislature describing the program's financial condition and results, as specified. The bill authorizes the board of the authority to adopt emergency regulations for the implementation of the program established by the bill.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2377&search_keywords=

Community Colleges: Transportation Fees (AB 2445 Chau)

This bill amended Education Code section 76361.

The bill makes minor changes to current statute authorizing a community college district to enter into a contract for specified transportation services if a majority of the students of that district, or campus of that district, approve the payment of a certain fee within the same time period.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2445&search_keywords=

Student Financial Aid: Cal Grant Program (De León SB 174)

This bill added Education Code section 69431.7.

Senate Bill 174 provides for the use of voluntary tax contributions to the College Access Tax Credit Fund (CATC Fund) created pursuant to SB 798 (see below). This bill requires the Treasurer to certify the amount of moneys available in an academic year from the College Access Tax Credit Fund for distribution, and provides that an amount determined by the Student Aid Commission be available for expenditure, upon appropriation to the commission by the Legislature in the annual Budget Act, for distribution to students to increase Cal Grant B access cost awards to not more than \$5,000 and to defray the administrative costs incurred by the California Student Aid Commission in implementing the bill. This bill was contingent upon the signature of SB 798, which was also chaptered. Both bills are effective immediately as urgency measures.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB174&search_keywords=

Income Taxes: Credits: Contributions to Education Funds (De León SB 798)

This bill added and repealed Revenue and Taxation Code sections 17053.86 and 23686.

Senate Bill 798 allows a tax credit under the Personal Income Tax and Corporation Tax law for voluntary contributions to the College Access Tax Credit Fund established for the purpose of distributing Cal Grant B Access Award to students. This bill was contingent upon the signature of SB 174, which was also chaptered. Both bills are effective immediately as urgency measures.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB798&search_keywords=

Electronic Disbursement of Student Financial Aid (SB 845 Correa)

This bill added Education Code section 69505.8.

This bill requires the Board of Governors, among others, to develop one or more model contracts that govern at each campus the disbursement: of a financial aid award, scholarship, campus-based aid award, or school refund on a debit, prepaid, or preloaded card; and to make those model contracts publically available on their respective internet websites.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB845&search_keywords=

Student Financial Aid: Cal Grant C Awards (SB 1028 Jackson)

The bill amended Education Code section 69439 and Unemployment Insurance Code section 1095.

SB 1028 requires the California Student Aid Commission (CSAC) to include consideration of California's long-term unemployed and low income students in selecting students to receive a Cal Grant C award. The bill allows these funds to be expended for living expenses. The bill requires CSAC to consult with the Economic and Workforce Development Division of the California Community Colleges Chancellor's Office, the California Workforce Investment Board, and if possible representatives of leading competitive and emerging industry clusters, workforce professionals, and career technical educators to determine which occupational training programs and industry clusters should be prioritized.

For a copy of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB1028&search_keywords=

Budget / Finance / Facilities

School and College Textbooks: Recycled Paper (SCR 79 Galgiani)

This bill enacted Senate Concurrent Resolution number 79. As a Senate Concurrent Resolution, SCR 79 does not have the effect of law.

This Senate Concurrent Resolution urges the Superintendent of Public Instruction, the President of the University of California, the Chancellor of the California State University, and the Chancellor of the California Community Colleges to ensure that all persons in their respective jurisdictions responsible for purchasing school or college textbooks are aware of the benefits of recycled paper and that those persons consider those benefits when purchasing textbooks.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SCR79&search_keywords=

Educational Facilities Authority (AB 1668 Wieckowski)

This bill amended Education Code sections 94110, 94140, 94143, 94144, 94146, and 94149 and added Education Code section 94145.5.

This law permits the California Educational Financing Authority (CEFA) to accept loan proceeds or issue other evidences of indebtedness necessary to allow for "Private Placement Loans". This bill also makes several technical and conforming changes to CEFA's conduit bond. Under the California Educational Facilities Authority Act, existing law defines "bond" to mean bonds, notes, debentures, or other securities of the authority issued pursuant to the Act. This bill redefines "bond" to also include "other evidences of indebtedness of the authority" issued pursuant to the Act.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1668&search_keywords=

Community College Property: Direct Costs for Use (AB 1906 Wilk)

This bill amended, repealed and added Education Code section 82542.

Current law authorizing the governing board of a community college district to grant the use of college facilities or grounds for use by community groups is amended to expand the definition of direct costs to include the share of costs for maintenance, repair, restoration and refurbishment proportional to an entity's use of the college facilities or grounds. This bill requires the Board of Governors of the California Community Colleges to develop regulations for determining specific allowable costs.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1906&search_keywords=

School Facilities: California School Finance Authority: Definitions (AB 1979 Nazarian)

This bill amended Education Code sections 17173, 17199.3, and 17199.4 and repealed Education Code section 17193.5.

The definition of "project" under the California School Finance Authority (CSFA) Act (Act) is expanded to include the reimbursement for the costs of acquisition, construction, expansion, remodeling, renovation, improvement, furnishing, or equipping of an educational facility to be financed or refinanced, provided that reimbursement from bond proceeds is required to comply with federal tax law in accordance with an opinion of counsel that supports special

treatment under federal tax law. This language is consistent with the authority provided to other boards, commissions and authorities under the Treasurer's Office, such as the California Health Facilities Financing Authority, the California Educational Facilities Authority, and the California Pollution Control Authority.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1979&search_keywords=

Career Technical Education and Workforce Preparation

California Workforce Investment Board (AB 1797 Rodriguez)

This bill added Unemployment Insurance Code section 14017.

The Workforce Investment Board is required, in consultation with the Division of Apprenticeship Standards within the Department of Industrial Relations, to, among other things, identify opportunities for “earn and learn” job training opportunities and develop the means to identify, assess, and prepare a pool of qualified candidates seeking to enter “earn and learn” job training models. The bill requires the board, on or before December 1, 2015, to prepare and submit to specified legislative committees, a report documenting the above findings and making recommendations based on those findings.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1797&search_keywords=

Workforce Development: Annual Workforce Metrics Dashboard (AB 2148 Mullin)

This bill amended the Unemployment Insurance Code section 14013.

The California Workforce Investment Board is required to assist the Governor in the development of an annual workforce metrics dashboard that measures the state’s human capital investments in workforce development and that provides, among other things, a status report on credential attainment, training completion, degree attainment, and participant earnings from workforce education and training programs. The bill authorizes the State Department of Education to collect the social security numbers of adults participating in adult education programs for these purposes, as specified. This bill also requires the Employment Development Department, among other things, to aggregate data, which the bill requires to be provided by participating workforce program partners, and to report this data to the board to assist the board in producing the annual workforce metrics dashboard.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2148&search_keywords=

Community Colleges: Career Technical Education (ACR 119 Muratsuchi)

This bill enacted Assembly Concurrent Resolution number 119. As an Assembly Concurrent Resolution, ACR 119 does not have the effect of law.

This Assembly Concurrent resolution encourages the Chancellor of the California Community Colleges, in consultation with affected stakeholders, to develop options to address the long-term funding needs of career technical education and other workforce and training programs at the campuses of the California Community Colleges, and to submit those options to the Legislature before April 1, 2015, so it may address these funding concerns during its 2015–16 Regular Session.

For a copy of this resolution, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140ACR119&search_keywords=

Labor Market Outcome (SB 1022 Huff)

This bill added Education Code section 66014.3.

SB 1022 requires the California State University, and requests the University of California, to post annual updated labor market data regarding their graduates on their Web sites. The analysis states that the intent of this bill is to provide information similar to that provided by the California Community Colleges through their Salary Surfer. The analysis notes that the Employment Development Department permits the use information to enable the Chancellor of the California Community Colleges to obtain quarterly wage data, on students who have attended one or more California Community College, to assess the impact of education on the employment and earnings of students, to conduct the annual evaluation of district-level and individual college performance in achieving priority educational outcomes, and to submit required reports to the Legislature and the Governor.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB1022&search_keywords=

Human Resources

Community Colleges: Employment of Faculty (AB 675 Fong)

This bill amended Education Code section 87606.

Under this new law, a California Community College faculty member may be deemed to have completed the second, third, or fourth contract year, as appropriate, if the faculty member provides service for a percentage of the academic year as is required in an agreement between the governing board of the district and the exclusive bargaining representative of the faculty

member, as provided. The bill also allows faculty members to count time spent on leave of absences, as specified, towards completing these employment contracts.

Current law is silent as to the effect on tenure of faculty who utilize sick leave or other types of leave, including unpaid leave to extend maternity or paternity leaves. While faculty are eligible for job protection through the federal Family Medical Leave Act (FMLA), the California Family Rights Act (CFRA), and other laws, faculty who avail themselves of these rights are at risk of negatively impacting their tenure processes should their leave impinge upon the service requirement threshold a community college district might set needed for tenure.

This bill seeks to clarify and address this situation by providing that faculty on specified leaves of absence (including paternity / maternity leave, care for a parent, spouse, or child with a serious health condition, employee's own serious health condition) are deemed to have completed a contract tenure year if the faculty has served sufficient time during the year.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB675&search_keywords=

State Teachers' Retirement: Defined Benefit Program: Funding (AB 1469 Bonta)

This bill amended Education Code sections 22140, 22141, 22905, 22955, and 22955.5, added Education Code sections 22002.5, 22901.7, 22957, and 22958, and added and repealed Education Code sections 22311.9, 22950.5, and 22955.1.

This law implements changes to the Budget Act of 2014 related to the California State Teachers' Retirement System (CalSTRS), through statutory and technical changes. The bill states that the vesting of the improvement factor is a "comparable new advantage" provided in exchange for the contribution increases and is contractually enforceable. The bill, beginning July 1, 2014, vests the improvement factor, as described above, as a benefit for an active CalSTRS member in any calendar year in which active members paid increased member contributions, pursuant to specified provisions. The bill conditions this vesting on the increased member contributions, and if those contributions cease to be required, the Legislature would reserve the right to adjust the improvement factor, as specified.

The bill also increases employer and state contributions to the CalSTRS Defined Benefit Program according to prescribed schedules, to be operative until July 1, 2046, or until the Director of Finance makes a certain determination of the status of these increases in connection with constitutionally required funding for schools or reimbursable mandates for local entities and provides notice of that determination, as specified. By increasing amounts deposited in a continuously appropriated fund, this bill would make an appropriation. This bill prescribes requirements for any action or proceeding challenging the validity of any matter authorized by its provisions, including that any challenge be filed within 60 days.

The bill requires, until July 1, 2046, that the Teachers' Retirement Board report to the Legislature on or before July 1, 2019, and every 5 years thereafter, on the fiscal health of the Defined Benefit Program and the unfunded actuarial obligation with respect to the service of certain members and funding adjustments needed to eliminate by June 30, 2046, those obligations, among other things. The bill prescribes how excess contributions to the Defined Benefit Supplement account are to be returned. The bill makes certain findings and declarations and conforming changes. The bill provides that its provisions are not severable.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1469&search_keywords=

Community College Employee: Leaves of Absence (AB 1606)

This bill added Education Code sections 87784.5 and 88207.5.

Academic employees and probationary or permanent classified employees are authorized to use, in specified circumstances, up to 30 days of leave in a school year. The bill provides that, if these provisions are in conflict with the terms of a collective bargaining agreement in effect before January 1, 2015, the provisions shall not apply to the public employer and public employees subject to that agreement until expiration or renewal of the agreement.

While local collective bargaining agreements vary, current state law provides employees and faculty with a minimum of six days for faculty, and seven days for classified employees, of leave time for a newborn or newly adopted child. This bill expands the minimum allowed for this leave time to 30 days and provides that the time off will be paid from employees' accrued sick-leave.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1606&search_keywords=

Community Colleges: Academic Employees (AB 2295 Ridley-Thomas)

This bill amended Education Code section 87782.

This bill provides that an employee's entitlement to transferred leave of absence upon reemployment in a different district applies if the employee signifies acceptance of his or her election or employment with another district within three school years succeeding the school year in which the employment with the first district is terminated, or within any greater period during which the employee's reemployment rights are protected under a local bargaining agreement then in effect in the first district.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2295&search_keywords=

Community Colleges: Faculty and Staff Development (AB 2558 Williams)

This bill amended Education Code sections 87150 and 87151 and repealed and added Education code section 87152.

The Community College Faculty and Staff Development Fund is eliminated and in its place, the Community College Professional Development Program is established. Any funding appropriated for this program must be allocated, in accordance with rules and regulations adopted by the Board of Governors, to community college districts that provide professional development opportunities for both faculty and staff. It also requires community college districts receiving this funding to include the employee's time used participating in the Community College Professional Development Program in the employee's contractually obligated hours.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2558&search_keywords=

Public Employees' Retirement (AB 2476 Committee on Public Employees, Retirement and Social Security)

This bill amended Government Code sections 7522.56, 7522.70, 7522.72, and 7522.74.

Assembly Bill 2476 provides that a member of the retirement system who is convicted of any state or federal felony for conduct arising out of, or in the performance of, his or her official duties in pursuit of the office or appointment, or in connection with obtaining salary, disability retirement, service retirement, or other benefits would forfeit those rights and benefits. This bill also provides, for purposes prescribing limits on service after retirement without reinstatement into the applicable retirement system, that either the Senate Committee on Rules or the Assembly Rules Committee or the Trustees of the California State University makes those certifications and approvals for legislative and California State University employees, respectively, instead of the Department of Human Resources.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2476&search_keywords=

Community Colleges: Part-Time Faculty (ACR 95 Gomez)

This Assembly Concurrent resolution expresses the intent of the Legislature that community college districts not reduce the hours of part-time faculty or part-time classified employees for the purpose of avoiding implementation of the federal Patient Protection and Affordable Care Act.

For the text of this resolution, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140ACR95&search_keywords=

Education Finance: Education Omnibus Trailer Bill (SB 858 Committee on Budget and Fiscal Review)

Existing law, the Teachers' Retirement Law, establishes the Defined Benefit Program of the State Teachers' Retirement Plan, which provides a defined benefit to members of the program. Existing law limits the amount of postretirement compensation that may be earned in specific types of employment by a retired member of the Defined Benefit Program in any one school year without a reduction in retirement allowance. Existing law exempts from the limit compensation paid to a retired member who has returned to work after the date of retirement as an appointed trustee, fiscal advisor, fiscal expert, receiver, or special trustee, as specified. Existing law, as of July 1, 2014, revises these provisions by, among other things, deleting the exemption. This bill would delay the revisions until July 1, 2017.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB858&search_keywords=

State Teachers' Retirement (SB 1220 Torres)

This bill amended Education Code sections 22109.5, 22115, 22119.3, 22121, 22131, 22134, 22134.5, 22135, 22136, 22516, 22655, 22662, 22663, 22664, 22801, 22826, 22828, 22905, 22909, 23104, 24001, 24101, 24105, 24107, 24201.5, 24203.5, 24203.6, 24204, 24205, 24210, 24211, 24212, 24213, 24214.5, 24300, 24300.1, 24307, 24309, 24310, 24402, 24412, 24415, 24600, 25015, 25100, 26113, 26703, 26704, 26803, 27201, and 33050; amended and renumbered Education Code sections 22106.2, 24300.2, 24300.5, 24300.6, 24301, 24302, 24303, 24304, 24305, 24305.5, 24306, 24306.5, 24306.7, 24308, 24311, 24312, 24312.1, and 24313; amended, renumbered and added Education Code section 22106.1; amended and repealed Education Code section 22119.5; amended, renumbered, and repealed Education Code section 24305.3; and added Education Code sections 24347, 24348, 25011.6, 25018.6, and 26807.7.

This bill makes various technical, conforming, or non-controversial changes to the Teachers' Retirement Law (TRL) to facilitate efficient administration of the State Teachers' Retirement Plan, which includes the Defined Benefit Program (DB), the Defined Benefit Supplement Program (DBS), and the Cash Balance Benefit Program (CB).

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB1220&search_keywords=

Campus Safety

Student Safety (AB 1433 Gatto)

This bill amended Section 67380 of the Education Code and added Section 67383 to the Education Code.

This bill requires a campus, as a condition for participation in the Cal Grant Program, to immediately disclose any report by a victim of a violent crime, sexual assault, or hate crime received by a security authority, to the appropriate local law enforcement agency. The bill prohibits a report to a local law enforcement agency from identifying the alleged assailant if the victim does not consent to being identified. This bill also requires that the governing board of each community college district on or before July 1, 2015, adopt and implement written policies and procedures to ensure that any report of a violent crime, sexual assault, or hate crime, committed on or off campus is forwarded to the appropriate law enforcement agency.

For the text of the bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1433&search_keywords=

Student Safety: Sexual Assault (SB 967 De León)

This bill added Education Code section 67386.

SB 967 requires the governing boards of each community college district, the California State University, and the University of California to adopt policies concerning campus sexual violence, domestic violence, dating violence and stalking, including an affirmative consent standard in the determination of whether consent to sexual activity was given by a complainant. SB 967 requires these governing boards to adopt detailed and specific victim-centered sexual assault policies and protocols as a condition for receiving state funds for student financial assistance.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB967&search_keywords=

Community Colleges: Expulsions (SB 1400 Hancock)

This bill amended Education Code section 76030.

A community college district is authorized to require a student to apply for reinstatement upon the expiration of a protective order issued by a court against the student, and clarifies that a district must initiate this process prior to the expiration of the restraining order. A student is allowed to re-register at the expiration of a protective order without a review by the district, even though the circumstances of the protective order may still be in effect. The intent of the measure is to describe a process for a student to re-register but also for the district to review

the application to ensure the student's interests are balanced with the need to maintain a safe campus.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140SB1400&search_keywords=

Accreditation

Community Colleges: Accreditation (AB 1942 Bonta)

This bill amended Education Code section 70901 and added Education Code section 72208.

The Board of Governors is required, in determining whether a community college district satisfies the minimum conditions requirements entitling a community college district to receive state aid, to review the accreditation status of the community colleges within that district. This bill also requires the accrediting commission to report to the Legislature on decisions that affect a college's accreditation and to report on policy changes that affect the accreditation process. AB 1942 makes the Chancellor's Office responsible for the report to the Legislature required of the accrediting body.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1942&search_keywords=

Postsecondary Education: Accreditation Documents (AB 2247 Williams)

This bill added Education Code section 66014.8.

Each campus or other unit of the segments, including the California Community Colleges, that receives public funding through the state or federal financial aid programs, is required to make final institutional accreditation documents available to the public via the institution's website. To the extent that this bill requires community college districts to provide this service, the bill would impose a state-mandated local program. If the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the bill.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2247&search_keywords=

Board of Governors of the California Community Colleges

Board of Governors (AB 1557 Holden)

This bill amended Education Code section 71002.

AB 1557 encourages that members of the Board of Governors reflect the unique and diverse demographic groups of persons found in California, including diversity of race and gender and groups such as disabled persons and veterans.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB1557&search_keywords=

Community Colleges: Board of Governors of the California Community Colleges (AB 2087, Ammiano)

This bill amended Education Code section 84040.

The Board of Governors must amend Title 5 regulations relating to assigning a special trustee, to include requirements that the trustee identify specific benchmarks and standards that would lead to the local board regaining its authority. The special trustee is also required to provide for consultation with the district, prior to making decisions.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2087&search_keywords=

State Agencies: Meetings: Record of Action Taken (AB 2720 Ting)

This bill amended Government Code section 11123.

A state body is now required to publicly report any action taken and the vote or abstention on that action of each member present for the action.

For the text of this bill, please see:

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201320140AB2720&search_keywords=

Federal Legislation

The Support Knowledge and Investing in Lifelong Skills Act (SKILLS Act) (H.R. 803)

H.R. 803, also known as the SKILLS Act relates to statewide and local workforce investment systems and activities, identification of eligible training services providers, and use of funds for employment and training activities. As for community colleges, this bill would facilitate greater

collaboration with community colleges by allowing states to determine the standards required for eligible training providers and allows local boards to contract with community colleges directly to provide training to large groups of participants instead of on an individual basis. H.R. 803 would also consolidate 35 existing streams of funding into a single Workforce Investment Fund. This bill was signed by the President on July 22, 2014.

Veterans Access, Choice, and Accountability Act (H.R. 3230)

On August 7th, President Obama signed HR 3230 which easily passed the House and Senate and was written to provide resources and address the Veteran Administration's healthcare crisis, as well as provide other services for veterans. It includes a provision similar to **H.R. 357, the Veteran's Tuition Fairness Act** to provide in state tuition for veterans using the Post-9/11 GI Bill, and the Montgomery GI Bill. Section 702 in HR 3230, requires the Veteran's Administration to disapprove courses provided by a public institution of higher learning for purposes of Post-9/11 GI Bill and Montgomery GI Bill education benefits, if the institution charges tuition and fees at a rate that is higher than that charged to residents. This section is effective for any quarter, semester or term that begins after July 1, 2015.

Workforce Investment Act Reauthorization Bill Signed by the President

On July 22nd, President Obama signed into law the Workforce Innovation and Opportunity Act. This bipartisan, bicameral bill reauthorizes the Workforce Investment Act, and contains a number of positive aspects for community colleges. It places a greater emphasis on career pathways and the attainment of postsecondary credentials. It also eliminates the current sequence of services, creates common performance indicators across programs, and allows local areas increased flexibility to contract with institutions of higher education. Passage of this reauthorization only marks one step in this process. Both the Department of Labor and Department of Education will be developing significant regulatory guidance following passage, and during implementation.